



TEXAS JUVENILE JUSTICE DEPARTMENT

Virtual Board Meeting Minutes

<https://www.tjjd.texas.gov/index.php/board#board-meetings>

Friday, January 29, 2021 – 9:00 a.m.

Call to order

Chairman Ritchey called the meeting to order at 9:00 a.m.

Prayer

Chairman Ritchey led the board in a prayer.

Pledge

Chairman Ritchey recited the Pledge of Allegiance and the Pledge to the Texas Flag.

Discussion, consideration, and possible approval regarding excused absences (Action)

Ann Lattimore was absent at the time of roll call, possibly experiencing technical difficulties. Chief Matthew moved to approve the absence. Judge Jarrett seconded. The motion passed.

Discussion, consideration, and possible approval regarding the October 23, 2020 Board meeting minutes (Action)

Mr. Smith moved to approved the minutes as presented. Commissioner Morales seconded. The motion passed.

Report from the chairman

Chairman Ritchey thanked the staff for getting the committee and board meetings set up virtually. He also thanked the staff who have been working hard to get us a new office location so that we will be able to meet in person at our next meeting. He thanked the front-line workers who are doing a great job in caring for the youth of Texas.

Public comments

There were no public comments.

Report from the executive director

Ms. Cain, Executive Director, provided her report to the board which included updates on Covid-19 testing and vaccinations, the Central Office move, closure of the McFadden Ranch halfway house, beginning legislative session, secondary intake at Mart and the Texas Model.

Report from The Advisory Council on Juvenile Services

Ed Cockerell, Chairman of the Advisory Council on Juvenile Services, provided an overview of what was discussed at their last meeting on December 4, 2020.

Report from the chief inspector general

Forrest Mitchell, Chief Inspector General, provided his report to the board which included updates on hiring and attrition, training, investigations, beginning the legislative session, collaborative efforts with TJJD and other agencies and the weekly collaboration with Ms. Cain and Mr. Grove.

Report from the Trust Committee

Mr. Smith provided the board with an overview of what was discussed at the Trust Committee meeting the day before.

Discussion, consideration, and possible approval for the Boys & Girls Clubs of Central Texas, Inc., to host a shooting competition and an archery competition conducted by the Rocky Mountain Elk Foundation at the Parrie Haynes Ranch on February 13-16, 2021. (Action)

Linda Butler Aggriguci, Staff Attorney, referred the board to page 44 and explained to the board in detail what the Boys & Girls Club is planning to host on the ranch. Because weapons will be used at this event, the board must approve the event. All safety protocols and laws will be followed. Staff recommendation is to approve this event and it also voted favorably out of committee yesterday.

Ms. Quick, with the Boys & Girls Club, provided a brief overview of their program and the events held at the ranch.

Mr. Smith moved to approved the resolution. Chief Hencerling seconded. The motion passed.

Report from the Finance and Audit Committee

Chief Matthew provided the board with an overview of what was discussed at the Finance and Audit Committee meeting the day before.

Discussion, consideration, and possible acknowledgement of gifts (Action)

- a. The Army Corps of Engineers of Fort Worth
- b. Dallas Resource Council for Youth
- c. Epiphany Ministries of Texas, Inc.
- d. Gateway Church Prison Ministry
- e. Mr. Mervil Johnson
- f. McFadden Community Advisory Council
- g. SA Threads
- h. Mrs. Wachelle Williams

Emily Anderson, Chief Financial and Operating Officer, described the items being donated to TJJD along with their value.

Judge Jarrett moved to approve acknowledging the gifts. Commissioner Morales seconded. The motion passed.

Discussion, consideration, and possible approval regarding contracts requiring board approval pursuant to GAP.385.1101 (Action)

- a. Allied Consultants
- b. Century Fire Protection

Christian von Wupperfeld, General Counsel, provided the details of the Allied Consultants contract.

Chief Matthew moved to approve the NTE increase. Commissioner Morales seconded. The motion passed.

Mr. von Wupperfeld provide the details of the Century Fire Protection contract.

Mr. Smith moved to approve the contract. Chief Barnes seconded. The motion passed.

Report from the Safety and Security Committee

Judge Jarrett provided the board with an overview of what was discussed at the Safety and Security Committee meeting the day before.

Discussion, consideration, and possible approval to publish proposed revisions to 37 TAC §380.8557, relating to Release Review Panel, in the Texas Register for a public comment period of at least 30 days and possible conditional approval to adopt the final rule (Action)

Lori Harris, Program Administrator, referred the board to page 83 and explained the proposed revisions.

Chief Hencerling moved to approve the revisions. Chief Barnes seconded. The motion passed.

Discussion, consideration, and possible approval to publish the following in the Texas Register for a 30-day public comment period and possible conditional approval to adopt the repeals and final rules: repeal of §380.9501 (behavior management system overview) and §380.9502 (positive reinforcement and privilege system); new §380.9502 (behavior management system overview); and revisions to §380.9520 (cooling-off period for youth out of control), §380.9551 (level I hearing procedure), and §380.9729 (directives to apprehend) (Action)

Kaci Singer, Deputy General Counsel for County Matters, explained the repeal of 9501 and 9502. She outlined the revisions to 9520, 9551 and 9729.

Ms. Lattimore moved to approved the resolution. Mr. Smith seconded. The motion passed.

Discussion, consideration, and possible action regarding the discipline of certified officer Wanda Saenz, Certification #: 7628 and 34465, 2020-0044-34465-7628 (Action)

This item was tabled out of the Safety and Security Committee; therefore no action is needed.

Discussion, consideration, and possible approval regarding the discipline of certified officers- Agreed Orders (Action)

- a. John Everitt, Certification #: 24838, 21-24838-210009
- b. John L Thomas, Jr., Certification #: 32845, 20-32845-200157

Ashley Dewese, Staff Attorney, explained the notification and agreement process.

a – Chief Matthew moved to approve. Judge Jarrett seconded. Chief Hencerling abstained. The motion passed.

b- Chief Hencerling moved to approve. Mr. Castro seconded. The motion passed.

Discussion, consideration, and possible approval regarding the discipline of certified officers- Default Orders (Action)

- a. Sabrina Franklin, Certification #: 33496, 21-33496-200189
- b. John Malone, Certification #: 30639, 21-30639-200224
- c. Jerod Simmons, Certification #: 34902, 21-34902-200254
- d. Devin Elliott, Certification #: 35392, 21-35392-200245
- e. Zackery Rodriguez, Certification #: 35180, 21-35180-200161
- f. Ashley Martin, Certification #: 35727, 21-35727-210020
- g. Yajaira Davila, Certification #: 27895, 21-27895-210006
- h. Ernesto Flores, Certification #: 35668, 21-35668-210006
- i. Janet Gaona, Certification #: 35371, 21-35371-210006

- j. Andres Perez, Certification #: 34365, 21-34365-210006
- k. Paul Bearry, Certification #: 27439, 21-27439-200252
- l. Octavio Contreras, Certification #: 31812, 21-31812-200206
- m. Eric Flores, Certification #: 33071, 21-33071-200206
- n. Alfonso Garibay, Certification #: 27789, 21-27789-200206
- o. Antwann Haskins, Certification #: 35376, 21-35376-200190, 0191, 0199
- p. Kristian Estevanes, Certification #: 34965, 21-34965-200230
- q. Erica Askew, Certification #: 33600, 21-33600-200221
- r. Teige Parkinson, Certification #: 23420, 21-23420-200231

Chelsey Oden, explained the notification and response process.

a,b,c – Ms. Palmer moved to approve. Ms. Lattimore seconded. Chief Barnes and Ms. Chambers abstained. The motion passed.

d,e – Chief Matthew moved to approve. Commissioner Morales seconded. Ms. Palmer abstained. The motion passed.

f through r – Mr. Smith moved to approve. Chief Barnes seconded. The motion passed.

Report from the Programs Committee

Chief Barnes provided the board with an overview of what was discussed at the Programs Committee meeting the day before.

Discussion, consideration, and possible approval of appointments to the Advisory Council for Juvenile Services (Action)

Lou Serrano, Deputy Executive Director for Probation Services, explained the process of seeking nominations to the Advisory Council for Juvenile Services. We currently have 5 chiefs and one juvenile judge slot to fulfill. Our recommendation is to fulfill the juvenile judge slot with Judge Thorne and the remaining 5 chief slots to be fulfilled by Chief Flores, Chief Floyd, Chief Hadnot, Chief Quiroz and Chief Ramsey.

Chief Barnes moved to approve the recommendation of staff. Chief Matthew seconded. The motion passed.

Closed Session – Executive Session 10:17 a.m.

- a. Government Code §551.071 Consultation with attorney regarding litigation (see footnote)
- b. Government Code §551.072 Deliberation regarding real property (John C. Wende and Parrie Haynes trusts)
- c. Government Code §551.074 Discussion regarding personnel matters

Reconvene in Open Session 10:58 a.m.

Discussion, consideration, and possible action regarding agenda items discussed in Executive Session (Action)
There were no items discussed in Executive Session requiring action.

Adjourn 10:58 a.m.

- The Texas Juvenile Justice Board reserves the right to limit the time and scope of public comments as deemed appropriate by the Board.
- The Texas Juvenile Justice Board reserves the right to take formal Board action on any posted agenda item if necessary.

- Items may not necessarily be considered in the order in which they appear on the agenda.
- The Texas Juvenile Justice Board may go into closed session with respect to any item as authorized by the Texas Open Meetings Act, as codified in Texas Government Code Section 551.071.
- If ADA accommodations are needed, please contact Jeannette Cantu at 512.490.7004 or Jeannette.Cantu@tjjd.texas.gov
- The Texas Juvenile Justice Board reserves the right to broadcast its meeting live.